

## Message Text

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ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 EA-10 L-03 FMC-01 COME-00  
FTC-01 JUSE-00 TRSE-00 DOTE-00 /036 R

DRAFTED BY EB/TRA/MA:C.TAYLOR,JR.;EB/TRA:J.R.ATWOOD:CAB  
APPROVED BY EB/TRA:/J.R.ATWOOD  
EB/IFD/BP - T.SCHLENKER  
EUR/RPE - K.STOCKER  
L/EB - F.WILLIS  
EUR/WE - M.CRAMEUS  
DOJ - E.SEIDEN  
DOJ - D.ROSENTHAL  
FMC - W.J.SMITH (SUBS) (PARA 6)  
-----023640 141732Z /41  
R 132256Z JUL 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS  
INFO AMEMBASSY LONDON

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PARIS ALSO FOR OECD

E.O. 11652: N/A

TAGS: EWWT, FR

SUBJECT: MARITIME AFFAIRS: CONSULTATIVE PROCEDURE

REF: PARIS 20497

1. DE ROHAN APPEARS TO HAVE MISCONCEPTION REGARDING NATURE  
OF BILATERAL CONSULTATIONS USG EXPRESSED WILLINGNESS TO  
HOLD WITH FRENCH.

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2. US DID NOT HAVE IN MIND GENERAL SHIPPING POLICY  
MEETING, WHICH AT THIS POINT WOULD LARGELY DUPLICATE  
US-CONSULTATIVE SHIPPING GROUP (CSG) DIALOGUE. WILLING-  
NESS TO CONSULT ON GRAND JURY INVESTIGATION NOTED REFTTEL  
WAS MERELY US EFFORT TO RESPOND TO FRENCH UNHAPPINESS OVER  
WHAT GOF REPRESENTATIVES HAD CHARACTERIZED AS US UNWILLING-  
NESS TO CONSULT ON THIS ISSUE.

3. IT WAS NOT INTENTION OF USG TO PROPOSE AGENDA FOR BILATERAL MEETING, MUCH LESS TO PROPOSE A COMPROMISE WITH RESPECT TO GRAND JURY INVESTIGATION. WE MERELY WISHED GOF TO UNDERSTAND THAT, IF GOF SO DESIRED, WE WOULD BE GLAD TO ARRANGE MEETING BETWEEN GOF REPRESENTATIVES AND REPRESENTATIVES OF DEPARTMENTS OF JUSTICE AND STATE

TO DISCUSS GRAND JURY INVESTIGATION (WITHIN LIMITATIONS OF US LAW) AND TO EXPLORE ANY ASPECTS OF INVESTIGATION WHICH MAY BE OF PARTICULAR CONCERN TO GOF. BILATERAL CONSULATIONS OF THIS SORT HAVE BEEN HELD WITH SOME OF OTHER EUROPEAN NATIONS CONCERNED. WE UNDERSTAND THAT THOSE GOVERNMENTS HAVE FOUND THE DISCUSSIONS USEFUL, AND WE THOUGHT GOF MIGHT ALSO.

4. IT IS NOT, HOWEVER, OUR INTENTION TO TRY TO DRAW GOF INTO ANY DISCUSSIONS IT IS RELUCTANT TO PARTICIPATE IN OR TO TRY TO PERSUADE FRANCE TO BREAK RANKS WITH CSG PARTNERS.

5. DEPARTMENT WOULD APPRECIATE EMBASSY'S CLARIFYING ABOVE POINTS TO DE ROHAN.

6. REGARDING PARA 6 OF REFTTEL, WE HAD THOUGHT THAT IT WAS UNDERSTOOD BETWEEN US AND CSG MEMBERS THAT SEPTEMBER LIMITED OFFICIAL USE

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WORKING GROUP MEETING WOULD BE IN THE NATURE OF A FACT-FINDING SESSION, IN WHICH US DEL AND CSG REPRESENTATIVES WOULD DISCUSS A SERIES OF FACTUAL AND BACKGROUND QUESTIONS. (STATE 171833 PROVIDES US-PROPOSED QUESTIONS.) US DOES NOT VIEW THIS AS A NEGOTIATING SESSION, AND CSG COUNTRIES SHOULD BE AWARE THAT THEY CANNOT EXPECT SUBSTANTIVE COMMITMENTS. THE PROPOSED SENIOR LEVEL MEETING IN NOVEMBER MAY REPEAT MAY BEGIN TO SHOW SHAPE OF A FUTURE MODUS VIVENDI OF THE SORT DESIRED BY GOF AND OTHER CSG COUNTRIES, BUT EVEN THIS WILL DEPEND ON SPEED AND DIRECTION OF INTER-AGENCY POLICY REVIEW NOW UNDER WAY IN USG. (FYI. EMBASSY SHOULD BE AWARE THAT GRAND JURY INVESTIGATION IS CURRENT LAW ENFORCEMENT MATTER WHICH JUSTICE DEPARTMENT ADVISES WOULD NOT BE AFFECTED BY ANY FUTURE MODUS VIVENDI. END FYI.) ON THE OTHER HAND, EMBASSY CAN ASSURE DE ROHAN THAT USG IS FULLY AWARE OF THE SORTS OF CONCERNS HE RAISES, AND IN PARTICULAR, QUESTION OF LENGTH OF FMC PROCEDURES MIGHT BE EXPLORED INFORMALLY WITH FMC REPS AT SEPTEMBER MEETING.

7. REGARDING NOVEMBER 1 US-UK MINUTE ON SHARING OF DATA (PARA 5 OF REFTTEL) EMBASSY MAY RESPOND AS FOLLOWS: MINUTE

IS PERSONAL UNDERSTANDING BETWEEN TWO SENIOR OFFICIALS  
(ASSISTANT ATTORNEY GENERAL SHENEFIELD AND PERMANENT  
SECRETARY OF UK DEPARTMENT OF TRADE PLIATZKY), AND PRECISE  
TEXT IS CONFIDENTIAL BETWEEN US AND UK. IT PROVIDES  
GENERALLY FOR COOPERATIVE EFFORTS TO SECURE VOLUNTARY  
PRODUCTION OF INFORMATION RELEVANT TO DOJ INVESTIGATIONS  
AND OPPORTUNITY FOR UK TO MAKE KNOWN TO US ITS INTERESTS  
RELEVANT TO SUCH INVESTIGATIONS. INDEPENDENT OF

CONSULTATIONS ON SHIPPING GRAND JURY, IF GOF IS INTERESTED  
IN DISCUSSIONS WITH US ON A BILATERAL CONSULTATIVE  
UNDERSTANDING WITH DOJ, THE DEPARTMENT WOULD BE PLEASED  
TO HELP ARRANGE MEETINGS WITH RELEVANT DOJ PERSONNEL.  
FYI. US-UK MINUTE REFLECTS RELATIVELY FORTHCOMING UK  
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ATTITUDE REGARDING US REQUESTS FOR INFORMATION LOCATED  
ABROAD. GOF HAS NEVER INDICATED COMPARABLE DEGREE OF  
COOPERATIVENESS. EMBASSY SHOULD THEREFORE NOT SIGNAL  
TO GOF THAT US WOULD BE PREPARED TO CONCLUDE A US-GOF  
ARRANGEMENT WITH SAME TERMS AS US-UK MINUTE. END FYI. CHRISTOPHER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MARINE TRANSPORTATION, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 13 jul 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE177687  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** C.TAYLOR,JR.;EB/TRA:J.R.ATWOOD:CAB  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780289-0424  
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**Litigation History:**  
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**Message ID:** c236da75-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
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**Retention:** 0  
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**Review Release Event:** n/a  
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**Status:** NATIVE  
**Subject:** MARITIME AFFAIRS: CONSULTATIVE PROCEDURE  
**TAGS:** EWWT, FR, US  
**To:** PARIS  
**Type:** TE  
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**Review Markings:**  
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